

223913

STATE OF SOUTH CAROLINA

(Caption of Case)

Petition of the Office of Regulatory Staff for
Commission to Order a Rule to Show Cause as to
Why Carolina Water Service, Inc. Should Not be
Found in Violation of Commission Regulations
and for Issuance of Order to Provide Adequate
and Proper Service.

BEFORE THE
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

COVER SHEET

DOCKET

NUMBER: 2010 - 146 - WS

(Please type or print)

Submitted by: Benjamin P. Mustian, Esquire

SC Bar Number: 68269

Address: Post Office Box 8416

Telephone: 803-252-3300

Columbia, SC 29202

Fax: 803-771-2410

Other:

Email: bmustian@willoughbyhoefer.com

NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition☐ Request for item to be placed on Commission's Agenda expeditiously☒ Other:

INDUSTRY (Check one)	NATURE OF ACTION (Check all that apply)		
<input type="checkbox"/> Electric	<input type="checkbox"/> Affidavit	<input checked="" type="checkbox"/> Letter	<input type="checkbox"/> Request
<input type="checkbox"/> Electric/Gas	<input type="checkbox"/> Agreement	<input type="checkbox"/> Memorandum	<input type="checkbox"/> Request for Certification
<input type="checkbox"/> Electric/Telecommunications	<input type="checkbox"/> Answer	<input checked="" type="checkbox"/> Motion	<input type="checkbox"/> Request for Investigation
<input type="checkbox"/> Electric/Water	<input type="checkbox"/> Appellate Review	<input type="checkbox"/> Objection	<input type="checkbox"/> Resale Agreement
<input type="checkbox"/> Electric/Water/Telecom.	<input type="checkbox"/> Application	<input type="checkbox"/> Petition	<input type="checkbox"/> Resale Amendment
<input type="checkbox"/> Electric/Water/Sewer	<input type="checkbox"/> Brief	<input type="checkbox"/> Petition for Reconsideration	<input type="checkbox"/> Reservation Letter
<input type="checkbox"/> Gas	<input checked="" type="checkbox"/> Certificate	<input type="checkbox"/> Petition for Rulemaking	<input type="checkbox"/> Response
<input type="checkbox"/> Railroad	<input type="checkbox"/> Comments	<input type="checkbox"/> Petition for Rule to Show Cause	<input type="checkbox"/> Response to Discovery
<input type="checkbox"/> Sewer	<input type="checkbox"/> Complaint	<input type="checkbox"/> Petition to Intervene	<input type="checkbox"/> Return to Petition
<input type="checkbox"/> Telecommunications	<input type="checkbox"/> Consent Order	<input type="checkbox"/> Petition to Intervene Out of Time	<input type="checkbox"/> Stipulation
<input type="checkbox"/> Transportation	<input type="checkbox"/> Discovery	<input type="checkbox"/> Prefiled Testimony	<input type="checkbox"/> Subpoena
<input type="checkbox"/> Water	<input type="checkbox"/> Exhibit	<input type="checkbox"/> Promotion	<input type="checkbox"/> Tariff
<input checked="" type="checkbox"/> Water/Sewer	<input type="checkbox"/> Expedited Consideration	<input type="checkbox"/> Proposed Order	<input type="checkbox"/> Other: _____
<input type="checkbox"/> Administrative Matter	<input type="checkbox"/> Interconnection Agreement	<input type="checkbox"/> Protest	
<input type="checkbox"/> Other: _____	<input type="checkbox"/> Interconnection Amendment	<input type="checkbox"/> Publisher's Affidavit	
	<input type="checkbox"/> Late-Filed Exhibit	<input type="checkbox"/> Report	

Print Form

Reset Form

WILLOUGHBY & HOEFER, P.A.

ATTORNEYS & COUNSELORS AT LAW

930 RICHLAND STREET

P.O. BOX 8416

COLUMBIA, SOUTH CAROLINA 29202-8416

MITCHELL M. WILLOUGHBY
JOHN M.S. HOEFER
RANDOLPH R. LOWELL
ELIZABETH ZECK*
BENJAMIN P. MUSTIAN
MICHAEL R. BURCHSTEAD
ANDREW J. MACLEOD

AREA CODE 803
TELEPHONE 252-3300
TELECOPIER 256-8062

TRACEY C. GREEN
ALAN WILSON
SPECIAL COUNSEL

May 11, 2010

*ALSO ADMITTED IN TX

VIA HAND DELIVERY

The Honorable Jocelyn G. Boyd
Interim Chief Clerk/Administrator
Public Service Commission of South Carolina
101 Executive Center Drive
Columbia, South Carolina 29210

RE: Petition of the Office of Regulatory Staff for Commission to Order a Rule
to Show Cause; Docket No.: 2010-146-WS

Dear Ms. Boyd:

Enclosed for filing on behalf of Carolina Water Service, Inc. please find the original and one (1) copy of its Motion for an Extension of Time in which to Answer.

By copy of this letter, I am serving all parties of record in this proceeding with a copy of same and enclose a certificate of service to that effect. I would appreciate your acknowledging receipt of these documents by date-stamping the extra copy and returning the same to me via my courier.

If you have any questions, or if you need any additional information, please do not hesitate to contact us.

Sincerely,

WILLOUGHBY & HOEFER, P.A.



Benjamin P. Mustian

BPM/cf
Enclosures

cc: Nanette S. Edwards, Esquire

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2010-146-W/S

IN RE:

Petition of the Office of Regulatory Staff
for Commission to Order a Rule to Show
Cause as to Why Carolina Water
Service, Inc. should not be found in
violation of Commission Regulations and
for Issuance of Order to Provide
Adequate and Proper Service

**MOTION FOR AN EXTENSION OF TIME
IN WHICH TO ANSWER**

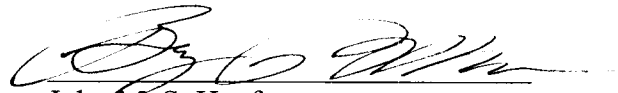
Pursuant to 26 S.C. Code Ann. Regs. 103-829, 103-830.B(2), and 103-831, Carolina Water Service, Inc. ("CWS" or the "Company") herein moves the Public Service Commission of South Carolina ("Commission") for an extension of time in which to answer or otherwise respond to the Petition for a Rule to Show Cause ("Petition") of the South Carolina Office of Regulatory Staff ("ORS") pending in the above-captioned matter.

On April 13, 2010, ORS filed its Petition with the Commission seeking an Order for a Rule to Show Cause against CWS. On April 19, 2010, the Commission issued notice of the Petition to the Company and required CWS to answer the allegations contained within thirty (30) days of the Company's receipt of the complaint, which occurred on April 20, 2010. Pursuant to these instructions and requirements, CWS's Answer in this matter is currently due to be filed on May 20, 2010.

In light of continuing work schedule conflicts coinciding with the current due date and other commitments of counsel and the Company, and in order to fully respond to the legal and factual allegations contained within the Petition, CWS respectfully requests an additional seven (7)

days to prepare and file its Answer. If the Company's request is granted, CWS's Answer in this proceeding would be due on Thursday, May 27, 2010. CWS has consulted with ORS, the only other party of record to this proceeding, which consents to the extension of time requested herein.

WHEREFORE, for the foregoing reasons, Carolina Water Service, Inc. respectfully moves that the Commission extend the period of time in which it is required to answer or otherwise respond to the Petition of the Office of Regulatory Staff until May 27, 2010 and grant it such other and further relief as is just and proper.



John M. S. Hoefer
Benjamin P. Mustian
Willoughby & Hoefer, P.A.
Post Office Box 8416
Columbia, South Carolina 29202-8416
803-252-3300

Attorneys for Carolina Water Service, Inc.

This 11th day of May, 2010.
Columbia, South Carolina

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA

DOCKET NO. 2010-146-W/S

IN RE:)
)
Petition of the Office of Regulatory Staff)
for Commission to Order a Rule to Show)
Cause as to Why Carolina Water)
Service, Inc. should not be found in)
violation of Commission Regulations and)
for Issuance of Order to Provide)
Adequate and Proper Service)
_____)

CERTIFICATE OF SERVICE

This is to certify that I have caused to be served this day one (1) copy of Carolina Water Service, Inc.'s **Motion for an Extension of Time in which to Answer** by placing same in the care and custody of the United States Postal Service with first class postage attached thereto and addressed as follows:

Nanette S. Edwards, Esquire
Office of Regulatory Staff
Post Office Box 11263
Columbia, South Carolina 29211

Clark Fancher
Clark Fancher

Columbia, South Carolina
This 11th day of May, 2010.